

United States Bankruptcy Court
Northern District of Ohio

In re:
Squirrels Research Labs LLC
The Midwest Data Company LLC
Debtors

Case No. 21-61491-tnap
Chapter 11

CERTIFICATE OF NOTICE

District/off: 0647-6
Date Rcvd: Jul 24, 2024

User: lbald
Form ID: pdf701

Page 1 of 3
Total Noticed: 13

The following symbols are used throughout this certificate:

Symbol	Definition
+	Addresses marked '+' were corrected by inserting the ZIP, adding the last four digits to complete the zip +4, or replacing an incorrect ZIP. USPS regulations require that automation-compatible mail display the correct ZIP.

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Jul 26, 2024:

Recip ID	Recipient Name and Address
db/db	+ Squirrels Research Labs LLC, The Midwest Data Company LLC, 8050 Freedom Avenue NW, North Canton, OH 44720-6912
aty	+ Brouse McDowell, 388 South Main Street, Suite 500, Akron, OH 44311-4419
aty	+ Brouse McDowell, LPA, 388 S. Main Street, Suite 500, Akron, OH 44311-4419
aty	+ Jason R. Schendel, Sheppard, Mullin, Richter & Hampton LLP, Four Embarcadero Center, Seventeenth Floor, San Francisco, CA 94111-4106
cr	+ Avnet, Inc., c/o Christopher Combest, Quarles & Brady LLP, 300 N. LaSalle Street, Suite 4000 Chicago, IL 60654-5427
cr	+ Better PC, LLC, c/o Christopher J. Niekamp, Esq., Buckingham, Doolittle & Burroughs, Suite 300, Akron, OH 443338398
acc	+ CliftonLarsonAllen LLP, 388 S Main St, Ste 420, Akron, OH 44311-4407
cr	+ Fleur-de-Lis Development, LLC, c/o Gina Piacentino, 88 E. Broad, Suite 1560, Columbus, OH 43215-3178
fa	+ Inglewood Associates LLC, 9242 Headlands Road, Mentor, OH 44060-1026
cr	+ Premier Bank, 1111 Superior Ave., E., Suite 1111, Cleveland, OH 44114-2568
intp	+ SCEB, LLC, 18 Monument Drive, Stafford, VA 22554-8508
cr	+ Second Foundation Mining LLC, Robert Oxsen, CEO, 3326 Corinthian Ln, Auburn, CA 95603-9066

TOTAL: 12

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.

Electronic transmission includes sending notices via email (Email/text and Email/PDF), and electronic data interchange (EDI). Electronic transmission is in Eastern Standard Time.

Recip ID	Notice Type: Email Address	Date/Time	Recipient Name and Address
cr	Email/Text: bwclegalbankruptcy@bwc.ohio.gov	Jul 24 2024 20:50:00	Ohio Bureau of Workers Compensation, Attn: Law Section Bankruptcy Unit, PO Box 15567, Columbus, OH 43215

TOTAL: 1

BYPASSED RECIPIENTS

The following addresses were not sent this bankruptcy notice due to an undeliverable address, *duplicate of an address listed above, *P duplicate of a preferred address, or ## out of date forwarding orders with USPS.

Recip ID	Bypass Reason	Name and Address
cr		Carl Forsell
cr		Cincinnati Insurance Company
cr		Envista Forensics, LLC d/b/a AREPA
intp		Instantiation LLC
intp		Ohio Power Company dba American Electric Power
intp		Paul Billinger
cr		Torea Consulting Ltd.

TOTAL: 7 Undeliverable, 0 Duplicate, 0 Out of date forwarding address

NOTICE CERTIFICATION

I, Gustava Winters, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed .R. Bank. P.2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Jul 26, 2024

Signature: /s/Gustava Winters

CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on July 24, 2024 at the address(es) listed below:

Name	Email Address
Bryan Sisto	on behalf of Creditor Carl Forsell bsisto@fbtlaw.com
Christopher Niekamp	on behalf of Creditor Better PC LLC cniekamp@bdblawn.com
Christopher Paul Combest	on behalf of Creditor Avnet Inc. christopher.combest@quarles.com
David M. Neumann	on behalf of Creditor Envista Forensics LLC d/b/a AREPA dneumann@meyersroman.com, docket@meyersroman.com;mnnowak@meyersroman.com
Frederic P. Schwieg	on behalf of Trustee Frederic P. Schwieg fschwieg@schwieglaw.com OH84@ecfcbis.com
Frederic P. Schwieg	fschwieg@schwieglaw.com OH84@ecfcbis.com
Frederic P. Schwieg	on behalf of Plaintiff Frederic P Schwieg fschwieg@schwieglaw.com OH84@ecfcbis.com
Jack B. Cooper	on behalf of Defendant Squirrels LLC jcooper@milliganpusateri.com
Jack B. Cooper	on behalf of Defendant Sidney Keith jcooper@milliganpusateri.com
Jack B. Cooper	on behalf of Defendant Kyle Slutz jcooper@milliganpusateri.com
Jack B. Cooper	on behalf of Defendant Jessica Gritzan jcooper@milliganpusateri.com
Jack B. Cooper	on behalf of Defendant David Stanfill jcooper@milliganpusateri.com
Jack B. Cooper	on behalf of Defendant Andrew Gould jcooper@milliganpusateri.com
Jeannie Kim	on behalf of Interested Party Instantiation LLC JeKim@sheppardmullin.com dgmten@sheppardmullin.com
John C. Cannizzaro	on behalf of Interested Party Instantiation LLC John.Cannizzaro@icemiller.com Kelli.Bates@icemiller.com
John G. Farnan	on behalf of Creditor Cincinnati Insurance Company jfarnan@westonhurd.com
Joshua Ryan Vaughan	on behalf of Creditor Ohio Bureau of Workers Compensation jvaughan@amer-collect.com SAllman@AMER-COLLECT.COM;HouliECF@aol.com
Julie K. Zurn	on behalf of Plaintiff Squirrels Research Labs LLC jzurn@brouse.com ckeblesh@brouse.com
Julie K. Zurn	on behalf of Attorney Brouse McDowell LPA jzurn@brouse.com, ckeblesh@brouse.com
Julie K. Zurn	on behalf of Debtor Squirrels Research Labs LLC jzurn@brouse.com ckeblesh@brouse.com
Julie K. Zurn	on behalf of Debtor The Midwest Data Company LLC jzurn@brouse.com ckeblesh@brouse.com

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Kate M. Bradley ust44	on behalf of U.S. Trustee United States Trustee kate.m.bradley@usdoj.gov
Marc Merklin	on behalf of Debtor Squirrels Research Labs LLC mmerklin@brouse.com mmiller@brouse.com
Marc Merklin	on behalf of Plaintiff Squirrels Research Labs LLC mmerklin@brouse.com mmiller@brouse.com
Matthew T. Schaeffer	on behalf of Defendant Fleur-de-Lis Development LLC mschaeffer@baileycav.com, lpatterson@baileycav.com
Matthew T. Schaeffer	on behalf of Defendant Rocco Piacentino mschaeffer@baileycav.com lpatterson@baileycav.com
Matthew T. Schaeffer	on behalf of Creditor Fleur-de-Lis Development LLC mschaeffer@baileycav.com, lpatterson@baileycav.com
Matthew T. Schaeffer	on behalf of Defendant Cynthia Heinz mschaeffer@baileycav.com lpatterson@baileycav.com
Nicholas Paul Capotosto	on behalf of Debtor Squirrels Research Labs LLC ncapotosto@brouse.com tpcic@brouse.com
Nicholas Paul Capotosto	on behalf of Plaintiff Squirrels Research Labs LLC ncapotosto@brouse.com tpcic@brouse.com
Paul J. Schumacher	on behalf of Interested Party Ohio Power Company dba American Electric Power pschumacher@dmclaw.com tgross@dmclaw.com
Richard J. Thomas	on behalf of Creditor Premier Bank rthomas@hendersoncovington.com dcambotti@hendersoncovington.com
Robert E. Goff, Jr.	on behalf of Creditor Cincinnati Insurance Company rgoff@westonhurd.com cvadino@westonhurd.com
Steven Heimberger	on behalf of Interested Party SCEB LLC sheimberger@ribllp.com, HeimbergerSR82735@notify.bestcase.com

TOTAL: 34

The court incorporates by reference in this paragraph and adopts as the findings and orders of this court the document set forth below. This document was signed electronically on July 24, 2024, which may be different from its entry on the record.

IT IS SO ORDERED.

Dated: July 24, 2024




ARTHUR I. HARRIS
UNITED STATES BANKRUPTCY JUDGE

UNITED STATES BANKRUPTCY COURT FOR THE
NORTHERN DISTRICT OF OHIO
EASTERN DIVISION

In re:

Squirrels Research Labs LLC and
The Midwest Data Company LLC

Debtors.

Chapter 11

Case No. 21-61491 (TNAP)

Judge Tiara N.A. Patton

ORDER APPROVING ALLOCATION OF PROCEEDS OF COMPROMISE
AND SETTLEMENT BETWEEN DEBTORS AND
CINCINNATI INSURANCE COMPANY

On April 9, 2024, Squirrels Research Labs LLC and The Midwest Data Company LLC (“Debtors”) filed the *Motion of Squirrels Research Labs LLC and The Midwest Data Company LLC for Entry of an Order Approving Compromise and Settlement with Cincinnati Insurance Company* (ECF Docket No. 323) (the “Motion”). On May 23, 2024, the Court entered the *Order Approving Compromise and Settlement Between the Debtors and Cincinnati Insurance Company* (ECF Docket No. 341) (the “Order”). The Order approved the settlement agreement but not yet the allocation of the proceeds. The Order directed supplemental briefing from Debtors;

allowed for the filing of objections until June 28, 2024; and scheduled a hearing for July 16, 2024 to determine the allocation of the settlement payment.

On June 21, 2024, Debtors filed the *Supplemental Brief in Support of Allocation of Insurance Proceeds* (ECF Docket No. 347) (the “Brief”). Paul Billinger filed the *Objection of Paul Billinger to the Settlement Agreement and Mutual Release Filed by Debtor Squirrels Research Labs, LLC (Doc. 323)* (ECF Docket No. 349) on June 27, 2024, and an amended version on July 1, 2024 (ECF Docket No. 354) (the “Objection”). Paul Billinger also filed supporting documents at ECF Docket Nos. 350, 351, 352, and 353.

Debtors argue in their Brief that Paul Billinger’s “Objection should be overruled because Billinger lacks standing to raise these concerns as he is not a creditor of the entity who requires Court approval to enter into the Compromise, to wit, SQRL.” Brief at ¶ 26. A review of the record in this case shows that Paul Billinger is not a creditor in this case. While claim no. 25-1 has been filed by TorEA Consulting LTD as creditor, and Paul Billinger signed the Proof of Claim for TorEA Consulting LTD, he has not filed any proof of claim in his individual capacity. There is no indication that Paul Billinger is a licensed attorney, or that he has been admitted to practice before this Court. Accordingly, he cannot represent TorEA Consulting LTD’s interest in this matter. Rowland v. California Men’s Colony, Unit II Men’s Advisory Council, 506 U.S. 194, 202 (1993) (“[A] corporation may appear in the federal courts only through licensed counsel.”). Because Paul Billinger is not a creditor in this case and does not appear otherwise to be a party in interest, Debtors are correct that he lacks standing to object. E.g., In re Bicoastal Corp., 164 B.R. 1009, 1015 (Bankr. M.D. Fla. 1993) (general partners were not creditors in their individual capacities and thus had “no standing to assert an objection to the Compromise and Sale.”).

The Court, having reviewed the Motion, the Brief, the Objection and supporting documents, and the record in this case, and having determined that further hearing is unnecessary,

HEREBY ORDERS THAT:

1. The Motion is granted and the Objection is overruled.
2. The Settlement is approved in its entirety, and the Debtors are authorized to perform in accordance with the terms thereof and to distribute the proceeds of the Settlement as set forth in the Motion, as well as with the terms of this Order.
3. The Court shall retain jurisdiction over any and all disputes arising under or otherwise relating to the terms of this Order or the Settlement.

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